

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

ANTHONY T. ROBERTSON, )  
Petitioner, )  
v. ) Civil Action No. 11-263 Erie  
ROBERT L. FARLEY, )  
Respondent. )

**MEMORANDUM ORDER**

This action was received by the Clerk of Court on November 4, 2011 and was referred to United States Magistrate Judge Susan Paradise Baxter for report and recommendation in accordance with the Magistrates Act, 28 U.S.C. § 636(b)(1), and Rules 72.1.3 and 72.1.4 of the Local Rules for Magistrates.

The Magistrate Judge's Report and Recommendation [ECF No. 5], filed on January 6, 2012, recommended that the petition for writ of habeas corpus be dismissed due to the Petitioner's failure to prosecute this action. Petitioner was allowed fourteen (14) days from the date of service to file objections and no objections were filed. After de novo review of the documents in the case, together with the Report and Recommendation, the following order is entered:

AND NOW, this 24<sup>th</sup> day of January, 2012;

IT IS HEREBY ORDERED that the petition for writ of habeas corpus is DISMISSED due to the Petitioner's failure to prosecute this action.

The Report and Recommendation [ECF No. 5] of Magistrate Judge Baxter, filed on January 6, 2012, is adopted as the opinion of the Court.

s/ Sean J. McLaughlin  
United States District Judge

cm: All parties of record  
Susan Paradise Baxter, U.S. Magistrate Judge